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Q: 3  
06/29/98**C O V E R****FAX****S H E E T**

**To:** Frank Biros  
**Fax #:** 202-616-6584  
**Subject:** Access  
**Date:** June 29, 1998  
**Pages:** 3, including this cover sheet.

COMMENTS:

From the desk of...

**Jon Peterson**  
Remedial Project Manager (RPM)  
USEPA SR-6J  
77 West Jackson  
Chicago, IL 60604

312-353-1264  
Fax: 312-353-4509

## CONSENT FOR ACCESS TO PROPERTY

Name: CDC Associates, Inc.

Site: Albion-Sheridan Township Landfill

Address of Property:

- CDC Parcel 1, located in Sheridan Township, Section 36, Township 2 South, Range 4 West, Supervisors Plat – the South 1287 Feet of Lot 26, Property Tax Identification Number: 1301936203300;
- CDC Parcel 2, located in Sheridan Township, commencing at the Southwest Corner of Lot 28 of supervisors Plat, Thence North 250 Feet along the West Line of Lot 28; Thence East 300 Feet; thence South to the South Line of Lot 28; Thence Westerly along South Line of Lot 28 to Point of Beginning, property Tax Identification Number: 1301936204510;
- CDC Parcel 3, located in Sheridan Township, commencing at the Southeast Corner of Lot 28, Supervisors Plat; Thence Westerly along the South Line of Said Lot, 389.3 Feet; Thence North 350 Feet; Thence East to a Point 200 Feet West of the East Lot Line; Thence North to a Point being 200 Feet West and 720 Feet North of the Point of Beginning; Thence East 200 Feet; Thence South to the Point of Beginning, Property Tax Identification Number: 1301036204520.

CDC Associates, Inc. ("CDC") consents to officers, employees, and authorized representatives of the United States Environmental Protection Agency (U.S. EPA) entering and having continued access to the properties owned and /or controlled by CDC that are listed above to perform the following response actions pursuant to the Unilateral Administrative Order Docket No. V-W-96-C-316:

- A. Construction of a landfill cap;
- B. Monitoring of groundwater;
- C. Storm Water Management;
- D. The operation and maintenance of the cleanup remedy at the Site, including those constructed elements discussed above;

Subject to the following terms applicable to every person or entity that uses the parcels pursuant to this agreement:

1. Access to the property shall be restricted by placing a fence along the outer edge of all three of the above listed Parcels with a key or combination for all locks furnished to CDC at the time of installation of the locks;

2. USEPA shall require any private contractor retained to perform the response actions described above to provide CDC with prior written notice of the commencement of any response action that will require access or use of either parcels, including a brief description of the nature of the work;
3. The access granted by this agreement shall be limited to those actions reasonable necessary to perform the response actions described in the UAO issued by USEPA for Remedial Design and Remedial Action – Docket Number: V-W-96-C-316.
4. Following the completion of the above listed response actions (other than operation and maintenance), all three Parcels are reasonable returned to their original condition, with the exception of the constructed elements described above;
5. Neither the access granted by this agreement, nor the entry of CDC and USEPA into this agreement, constitutes a waiver of any claim either CDC or USEPA may have against any party, including any claims against each other.

The Undersigned parties enter into this Consent for Access to Property:

By: \_\_\_\_\_

Date: \_\_\_\_\_

Title: \_\_\_\_\_

**C O V E R**

**FAX**

**S H E E T**

**To:** Michael L. Caldwell  
**Fax #:** 248-851-0100  
**Subject:** Access Agreement  
**Date:** June 29, 1998  
**Pages:** 3, including this cover sheet.

**COMMENTS:**

Mr. Caldwell:

Attached is the revised access agreement. I am sending only the faxed copy in the interest of saving time. We made only minor adjustments to the version that you had sent and these were discussed during our conference call the other day so I presume your client will be able to approve it.

Please have the signed agreement faxed back to me at (312) 886-4071 as soon as possible.

Thanx...JP

From the desk of...

**Jon Peterson**  
Remedial Project Manager (RPM)  
USEPA SR-6J  
77 West Jackson  
Chicago, IL 60604

312-353-1264  
Fax: 312-353-4509

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